

search portal business as defined in and meeting the requirements of section 423.3, subsection 93, including computers and equipment that are necessary for the maintenance and operation of a web search portal business and other property whether directly or indirectly connected to the computers, including but not limited to cooling systems, cooling towers, and other temperature control infrastructure; power infrastructure for transformation, distribution, or management of electricity, including but not limited to exterior dedicated business-owned substations, and power distribution systems which are not subject to assessment under chapter 437A; racking systems, cabling, and trays; and back-up power generation systems, battery systems, and related infrastructure all of which are necessary for the maintenance and operation of the web search portal business.

b. This web search portal business exemption applies beginning with the assessment year the investment in or construction of the facility utilizing the materials, equipment, and systems set forth in paragraph "a" are first assessed. For purposes of claiming this web search portal business exemption, the requirements may be met by aggregating the various Iowa investments and other requirements of the web search portal business's affiliates as allowed under section 423.3, subsection 93. This exemption applies to affiliates of the web search portal business.

Sec. 3. IMPLEMENTATION. Section 25B.7 does not apply to the property tax exemption enacted in this Act.

Approved February 28, 2008

CHAPTER 1007

ENTREPRENEURS WITH DISABILITIES PROGRAM — ADMINISTRATION

S.F. 2101

AN ACT transferring administration of the entrepreneurs with disabilities program to the department of education.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 259.4, Code 2007, is amended by adding the following new subsection: **NEW SUBSECTION.** 9. Administer the entrepreneurs with disabilities program.

Sec. 2. **ENTREPRENEURS WITH DISABILITIES PROGRAM — TRANSFER OF ADMINISTRATION.** The Iowa finance authority shall transfer the administrative duties of the entrepreneurs with disabilities program to the division of vocational rehabilitation services of the department of education. The department of education shall adopt rules pursuant to chapter 17A for purposes of administering the program. Any contract entered into under the program by the Iowa finance authority remains valid. The transfer of administrative duties to the division of vocational rehabilitation services shall not constitute grounds for rescission or modification of a contract under the program entered into with the authority.

Approved March 5, 2008

CHAPTER 1008**BOARD OF EDUCATIONAL EXAMINERS
— MEMBERSHIP AND AUTHORITY***H.F. 2137*

AN ACT relating to the membership requirements and oversight responsibilities of the board of educational examiners.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 272.1, subsection 7, Code 2007, is amended to read as follows:

7. “Practitioner” means an administrator, teacher, or other licensed professional ~~who does not hold or receive a license from a professional licensing board other than the board of educational examiners and, including an individual who holds a statement of professional recognition~~, who provides educational assistance to students.

Sec. 2. Section 272.2, subsection 1, paragraph a, Code Supplement 2007, is amended to read as follows:

a. License practitioners ~~who do not hold or receive a license from another professional licensing board. Licensing authority, which~~ includes the authority to establish criteria for the licenses; establish issuance and renewal requirements; create application and renewal forms; create licenses that authorize different instructional functions or specialties; develop a code of professional rights and responsibilities, practices, and ethics, which shall, among other things, address the failure of a practitioner to fulfill contractual obligations under section 279.13; and develop any other classifications, distinctions, and procedures which may be necessary to exercise licensing duties. In addressing the failure of a practitioner to fulfill contractual obligations, the board shall consider factors beyond the practitioner’s control.

Sec. 3. Section 272.3, subsection 2, Code Supplement 2007, is amended to read as follows:

2. A majority of the licensed practitioner members shall be nonadministrative practitioners. Four of the members shall be administrators. Membership of the board shall comply with the requirements of sections 69.16 and 69.16A. A quorum of the board shall consist of six members. Members shall elect a chairperson of the board. Members, except for the director of the department of education or the director’s designee, shall be appointed by the governor subject to confirmation by the senate.

Sec. 4. Section 272.4, subsection 1, unnumbered paragraph 1, Code Supplement 2007, is amended to read as follows:

Members, except for the director of the department of education or the director’s designee, shall be appointed to serve staggered terms of four years. A member shall not serve more than two consecutive terms, except for the director of the department of education or the director’s designee, who shall serve until the director’s term of office expires. A member of the board, except for the two public members and the director of the department of education or the director’s designee, shall hold a valid practitioner’s license during the member’s term of office. A vacancy exists when any of the following occur:

Sec. 5. Section 272.9, unnumbered paragraph 3, Code 2007, is amended by striking the unnumbered paragraph.

Approved March 5, 2008